

June 11, 2013

LAKE COUNTY COMMISSIONERS' MEETING MINUTES

ROBERT E. AUFULDISH, PRESIDENT
JUDY MORAN, COMMISSIONER
DANIEL P. TROY, COMMISSIONER
AMY ELSZASZ, CLERK

JASON W. BOYD, ADMINISTRATOR
LEGAL COUNSEL
JOEL DIMARE, BUDGET DIRECTOR
NEWS MEDIA

(Tape 2013-0611)

CALL TO ORDER: Commissioner Aufuldish called the meeting to order at 2:02 pm, Tuesday, June 11, 2013.

ROLL CALL: Upon the roll being called all were present.

APPROVAL OF MINUTES: None

OPEN TO THE PUBLIC: Commissioner Aufuldish asked if anyone in the audience wished to address the Board. No one present addressed the Board.

RESOLUTIONS:

1. RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$1,512,305.52 FOR RIDGE ROAD STATE ROUTE 84 WATERLINE REPLACEMENT PROJECT 276-W IN THE CITY OF WILLOUGHBY AND ADVERTISING FOR BIDS FOR SAME (BID OPENING: JULY 10, 2013) (20130611\U01) (UT-8)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

2. RESOLUTION APPROVING PLANS, SPECIFICATIONS AND ESTIMATES OF COST IN THE AMOUNT OF \$630,700 FOR KIRTLAND ROAD TO KING EDWARD COURT WATER LINE REPLACEMENT PROJECT 343-W AND ADVERTISING FOR BIDS FOR SAME (BID OPENING: JULY 17, 2013) (20130611\U02) (UT-8)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

3. RESOLUTION APPROVING CHANGE ORDER NO.1 DECREASING THE CONTRACT IN THE AMOUNT OF \$2,072.59 WITH LONGO SEWER CONSTRUCTION COMPANY FOR CAMPERS DRIVE WATERLINE REPLACEMENT PROJECT NO. 322 (20130611\U03) (UT-4)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

4. RESOLUTION APPROVING FINAL ESTIMATE NO. 2 IN THE AMOUNT OF \$9,070.58 WITH FABRIZI TRUCKING & PAVING CO., INC. AND ACCEPTING A THREE-YEAR MAINTENANCE BOND IN THE AMOUNT OF \$22,677.00 FOR BELLFLOWER AREA OUTLET SEWER REPLACEMENT PROJECT NO. 329-S, FOR THE LAKE COUNTY DEPARTMENT OF UTILITIES (20130611\U04) (UT-4)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

5. RESOLUTION TRANSFERRING CASH FROM LCDU SEWER DISTRICT TRANSFERS -OUT TO OWDA BOND RETIREMENT TRANSFERS-IN (20130611\U05) (UT-2)

On a motion of Commissioner Moran, seconded by Commissioner Troy,

Commissioner Aufuldish inquired of the Utilities Department Director about a notice from OWDA regarding adjusting rates if we are at a certain amount.

Commissioner Troy believed that it was for special purposes.

Utilities Director Rick Martin indicated that the department did not have any of those loans right now. He indicated we had very favorable rates.

The foregoing resolution was adopted with the vote as follows:

"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

6. RESOLUTION AUTHORIZING EXECUTION OF OHIO EPA FINDINGS AND ORDERS FOR THE MENTOR MARSH SANITARY SEWER (20130611\U06) (UT-22)

On a motion of Commissioner Moran, seconded by Commissioner Troy.

Rick Martin explained that the department looked at doing our Mentor Marsh line from the Headlands across Mentor Marsh to the Greater Mentor GLK plant. This was in response to a complaint to EPA and we were asked simply to formalize our plans and methods with a project timeline, surveying and to redo the line. Commissioner Commissioner Aufuldish confirmed with Mr. Martin that it was in our game plan to replace this line anyway.

Mr. Martin advised that it was part of the department's capital improvement plan. EPA wanted the county to

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formalize a plan and put it in a document.

Commissioner Aufuldish asked if once we have the right-of-ways, then this [plan] kicks in.

Mr. Martin said the department needed to negotiate some remaining easements and allowed a little extra time to transact those before implementing the plan.

The foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

7. RESOLUTION AWARDING A BID CONTRACT TO HALLMARK EXCAVATING, INC. FOR THE QUAIL HOLLOW FOREBAY PROJECT- NO. 1 IN THE AMOUNT OF \$142,576.00 (20130611\C01) (UT-46a)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

8. RESOLUTION APPOINTING MARY L. BRYNER TO THE LAKETRAN BOARD OF TRUSTEES FOR A THREE YEAR TERM EXPIRING MAY 15, 2016 (20130611\C02) (B-37)

On a motion of Commissioner Moran, seconded by Commissioner Troy.

Commissioner Aufuldish advised that Mary will replace Bob Roberti who did not seek reappointment to the Board.

The foregoing resolution was adopted with the vote as follows:

"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

9. RESOLUTION REAPPOINTING KAREN F. TARASE AND TRICIA HART TO THE LAKE COUNTY ALCOHOL, DRUG ADDICTION, AND MENTAL HEALTH SERVICES BOARD FOR TERMS COMMENCING JULY 1, 2013 AND EXPIRING JUNE 30, 2017 (20130611\C03) (B-50)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

10. RESOLUTION AUTHORIZING EXECUTION OF A PATRON SELECT AGREEMENT BETWEEN WEST, A THOMSON REUTERS BUSINESS, AND THE LAKE COUNTY BOARD OF COMMISSIONERS ON BEHALF OF THE LAKE COUNTY LAW LIBRARY FOR PATRON TERMINAL ACCESS TO THE ONLINE DATABASE (20130611\C04) (CT-19)

On a motion of Commissioner Moran, seconded by Commissioner Troy.

Commissioner Aufuldish advised that this contract will be paid out of Law Library funds. We will be using no general funds.

The foregoing resolution was adopted with the vote as follows:

"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

11. RESOLUTION APPROVING PAYMENT OF BILLS AS LISTED ON THE COMMISSIONERS' APPROVAL JOURNAL IN THE AMOUNT OF \$2,168,544.98 (20130611\BC01) (C-4)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

12. RESOLUTION APPROVING PURCHASE ORDERS AS LISTED ON THE COMMISSIONERS' PURCHASE ORDER APPROVAL JOURNAL IN THE AMOUNT OF \$1,908,514.76 (20130611\BC02) (C-17)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

13. RESOLUTION INCREASING APPROPRIATIONS FOR VARIOUS NON-GENERAL FUND ACCOUNTS (20130611\BC03) (C-111)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

14. RESOLUTION TRANSFERRING CASH AND APPROPRIATIONS WITHIN VARIOUS GENERAL AND NON-GENERAL FUND ACCOUNTS (20130611\BC04) (C-111)

On a motion of Commissioner Moran, seconded by Commissioner Troy, the foregoing resolution was adopted with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

UTILITIES: Director Rick Martin reported that last Saturday [June 8] was another successful Household Hazardous Waste Collection at the County Fairgrounds, with a count of 1,742 vehicles, 180 more than the last event. He indicated it was a very good collection.

Commissioner Troy reminded that another HHW collection is scheduled for September 28.

STORMWATER: Commissioner Aufuldish inquired about the status of the Stormwater Advisory. Stormwater Director Tim Miller advised that the advisory is down one member.

JOB AND FAMILY SERVICES: None - Mary Spencer was present on behalf of Matt Battiato.

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COUNTY ADMINISTRATOR: Jason Boyd reported that the county received six statements of qualifications for the analysis of 10 county facilities. The goal is to look at what we have as far as infrastructure, office space, and the number of employees to forecast the best plan for the Commissioners and other public officials moving forward as far as office space is concerned. Mr. Boyd indicated that the proposals would be reviewed in-house with the management team and then they would provide a recommendation within the next three weeks or so.

DIRECTOR OF ADMINISTRATIVE SERVICES: None

FINANCE: None

CLERK: None

LEGAL: None

OLD BUSINESS: None

NEW BUSINESS:

- Commissioner Troy reviewed the status of the topic discussed previously regarding the 2006 law requiring Lake County to purchase additional voting machines. Language was included in the Budget Bill passed by Senate to repeal that law. Secretary of State Husted is in favor of that language, some voting rights advocates oppose it. But with the support of Secretary of State, strong support of County Commissioners Association of Ohio, Ohio Association of Elections Officials, that should remain in the bill and the requirement to purchase 54 additional voting machines will be repealed .
- There is still concern regarding the Recorder’s Technology Fund included in the bill. If there is an existing fund, it would remain, and if requested, an additional \$3 would be devoted from general fund. The association is working strongly to get it out of the budget. This bill makes it mandatory if the recorder requests it.
- The Budget Bill caps the amount of bed tax allowable for administrative expenses at 3% of the proceeds of the 3% bed tax, which is pretty tight, and amounts to \$22,500 to monitor, audit, collect, and enforce compliance.

PUBLIC COMMENT: None

Commissioner Aufuldish advised that the next meeting of the Board will be next Thursday, June 20 at 10 am.

EXECUTIVE SESSION: On a motion of Commissioner Moran, seconded by Commissioner Troy, the Board convened an Executive Session at 2:20 pm to discuss imminent litigation and conduct personnel interviews, with the vote as follows: "AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

The Lake County Board of Commissioners recessed Executive Session at 2:20 pm.

The Lake County Board of Commissioners reconvened Executive Session at 2:30 pm.

On a motion of Commissioner Moran, seconded by Commissioner Troy, the Board terminated the Executive Session at 3:49 pm, with the vote as follows:

"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

ADJOURN: On a motion of Commissioner Troy, seconded by Commissioner Moran, the Board adjourned the meeting at 3:50 pm, with the vote as follows:

"AYES": Commissioners: Aufuldish, Moran and Troy "NAYS": None

Minutes approved this thirtieth day of July, 2013.

BOARD OF LAKE COUNTY COMMISSIONERS

ROBERT E. AUFULDISH, PRESIDENT

JUDY MORAN, COMMISSIONER

DANIEL P. TROY, COMMISSIONER

AMY ELSZASZ, CLERK